
SENATE BILL No. 415

DIGEST OF INTRODUCED BILL

Citations Affected: IC 33-11.6-4-15.

Synopsis: Constable fees. Establishes a fee of \$13 for service of process in the Marion County small claims court.

Effective: July 1, 2001.

Young R Michael

January 18, 2001, read first time and referred to Committee on Judiciary.

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First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

SENATE BILL No. 415

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 33-11.6-4-15 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 15. (a) The costs
3 consist of:
4 (1) a township docket fee equal to five dollars (\$5) plus forty-five
5 percent (45%) of the infraction or ordinance violation costs fee
6 under IC 33-19-5-2;
7 (2) bailiff's service of process by registered or certified mail fee
8 of ~~six thirteen~~ dollars (~~\$6~~) (**\$13**) for each service;
9 (3) the cost for the personal service of process by the bailiff or
10 other process server in the amount of ~~eight thirteen~~ dollars (~~\$8~~)
11 (**\$13**) for each service; ~~with the exception that personal service to~~
12 ~~execute a warrant for a protective order under IC 34-26-2 (or~~
13 ~~IC 34-4-5-1 before its repeal) shall cost a fee of twelve dollars~~
14 ~~(\$12) and writs of restitution and writs of replevin shall cost a fee~~
15 ~~of twelve dollars (\$12);~~
16 (4) witness fees, if any, in the amount provided by IC 33-19-1-6
17 to be taxed and charged in the circuit court of the county; and



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- 1 (5) a redocketing fee, if any, of five dollars (\$5).
2 The docket fee and the cost for the initial service of process shall be
3 paid upon the institution of each case. The cost of service rendered
4 subsequent to the initial service shall be assessed and paid after such
5 service has been made, and the cost of witness fees shall be paid before
6 the witnesses are called.
7 (b) If the amount of the township docket fee computed under
8 subsection (a)(1) is not equal to a whole number, the amount shall be
9 rounded to the next highest whole number.

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